

RECEIVED
CENTRAL FAX CENTER

JAN 06 2011

FAX COVER SHEET

TO USPTO

COMPANY

FAX NUMBER 15712738300

FROM Richard Ekstrom

DATE 2011-01-05 04:28:26 GMT

RE U.S. Serial No. 10/613,433

COVER MESSAGE

Appeal Brief for U.S. Serial No. 10/613,433 is attached.

JAN 04 2011

PTO/SB/97 (07-09)

Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 1-4-11
Date



Signature

Carmen Pili Ekstrom

Typed or printed name of person signing Certificate

34981

650 461-9211

Registration Number, if applicable

Telephone Number

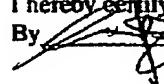
Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JAN 04 2011

I hereby certify that this correspondence is being facsimile transmitted with the USPTO at 571 273 8300 on 1-4-11.
By  Printed: Carmen Pili Ekstrom

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Leonel Yanez MARTINEZ et al.)

Serial No. 10/613,433)

Group Art Unit: 2831

Filed: JULY 3, 2003)

Examiner: William Mayo II

Title: DRY WATER RESISTANT
COAXIAL CABLE AND METHOD
OF MANUFACTURE THEREOF)**APPELLANTS' BRIEF
UNDER 37 C.F.R. §41.37**

Docket No. MX/JFServ-001)

Assistant Commissioner for Patents
Washington D.C. 20231

NOTICE TO THE UNITED STATES PATENT OFFICE PERSONNEL

Sir:

The attached Appeal Brief was deposited with the US. Post Office on January 4, 2011 (due date for filing Appeal Brief). However, Appellants *inadvertently* dated the certificate of transmission as January 5, 2011.

Attached is a copy of the U.S. Postal Delivery Confirmation Receipt which was dated January 4, 2011 to show that the deposit was made on January 4, 2011.

In addition, Appellants are filing the Appeal Brief via facsimile transmission on January 4, 2011 to make sure that Appellants are not charged an additional extension of time fee.

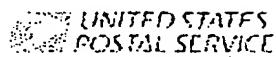
In the event that there is any problem which can be resolved by phone, the undersigned can be reached at 650 461 9211.

Respectfully submitted,


Carmen Pili Ekstrom
Registration No. 34,981

Date: January 4, 2011

USPS - Track & Confirm

<http://trckrmls.usps.com/PI1InternetWeb/InterLabelInquiry.d>

RECEIVED
CENTRAL FAX CENTER
JAN 04 2011

Label/Receipt Number: 0310 3200 0000 6591 4222

Expected Delivery Date: January 8, 2011

Class: First-Class Mail®

Enter Label/Receipt Number.

Service(s): Delivery Confirmation™

Status: Acceptance

Your item was accepted at 5:54 pm on January 04, 2011 in MOUNTAIN
VIEW, CA 94041. Information, if available, is updated periodically
throughout the day. Please check again later.

Get current event information or updates for your item sent to you or others by email.

[Site Map](#) [Customer Service](#) [Forms](#) [Gov't Services](#) [Careers](#) [Privacy Policy](#) [Terms of Use](#) [Business Customer Gateway](#)

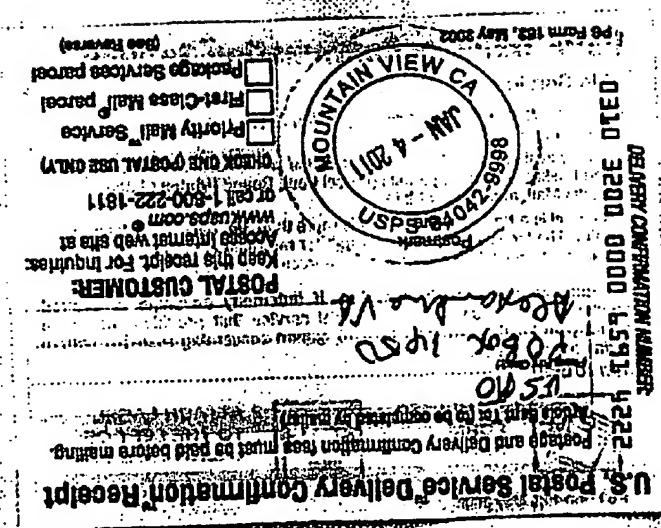
Copyright© 2010 USPS. All Rights Reserved. [No FEAR Act EEO Data](#) [FOIA](#)

Best Available Copy

To: USPTO Page 5 of 74

2011-01-05 04:30:08 (GMT)

16509601944 From: Richard Ekstrom



Doc Code: TRAN.LET

JAN 04 2011

Document Description: Transmittal Letter

PTO/SB/21 (07-09)

Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/613433
Filing Date	July 3, 2003
First Named Inventor	Martinez et al.
Art Unit	2831
Examiner Name	William Mayo
Attorney Docket Number	MOU/JFServ-001

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<i>EP 1457996</i>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
Appellants request to reinstate any previously paid Appeal Brief fees. MPEP §1204.01; 37 CFR §41.20		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Ekstrom Law Group		
Signature			
Printed name	Carmen Pill Ekstrom		
Date	1-4-11	Reg. No.	34981

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Carmen Pill Ekstrom	Date	1-4-11

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.